IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF NORTH CAROLINA STATESVILLE DIVISION

CIVIL NO. 5:09-CV-35-DCK

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THIS MATTER IS BEFORE THE COURT *sua sponte* to determine the status of this action. On September 16, 2009, the mediator filed a report indicating that the case was completely settled (Document No. 12).

IT IS, THEREFORE, ORDERED that on or before October 31, 2009, the parties shall file their Stipulation of Voluntary Dismissal.

Signed: October 15, 2009

David C. Keesler

United States Magistrate Judge